THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION Nos.7084, 14009, 22960 AND 23352 OF 2005

Dated:22.06.2006

WRIT PETITION No.7084 OF 2005:

Between:

Smt.Zarina and others.

…Petitioners

and

Govt. of A.P., rep. by its Principal Secretary, Revenue Department, and others.

…Respondents

WRIT PETITION No.14009 OF 2005:

Between:

Nagireddy Narsimha Reddy.

…Petitioner

and

Govt. of A.P., rep. by its Principal Secretary, Revenue Department, and others.

…Respondents

WRIT PETITION No.22960 OF 2005:

Between:

Challa Jayasimha Reddy and another.

…Petitioners

and

Sub Registrar, Shamirpet, Ranga Reddy.

…Respondents

WRIT PETITION No.23352 OF 2005:

Between:

B.Madhav Reddy.

…Petitioners

and

Sub Registrar, Shamirpet, Ranga Reddy, and another.

…Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION Nos.7084, 14009, 22960 AND 23352 OF 2005

COMMON ORDER:

In these writ petitions, the notification issued by the Government of Andhra Pradesh, vide G.O.Ms.No.810, Revenue (Endowments.II/1) Department, dated 14.10.2004, is assailed as *ultra vires* and unconstitutional. By the said notification, the Government of Andhra Pradesh in purported exercise of powers under Section 22-A of the Registration Act, 1908 (Registration Act, for brevity) as amended by Registration (A.P.Amendment) Act, 1999 declared the registration of documents in survey Nos.59, 60, 717, 718, 723, 673, 680 and 681 of Devaryamjal village, Shameerpet Mandal, Ranga Reddy District, among others as opposed to public policy.

It is brought to the notice of this Court by the learned counsel for the petitioner and the learned Assistant Government Pleader for Revenue (General) that a Division Bench of this Court in W.P.Nos.17325 of 2005 has already struck down G.O.Ms.No.810, dated 14.10.2004 observing as under.

> As a sequel to the above, G.O.Ms.No.810, dated 14.10.2004, is also quashed. However, it is made clear that registration of the documents of the petitioners would remain subject to the final adjudication by the Supreme Court. This would necessarily mean that if the appeal filed by the State is allowed by the Supreme Court, the registration of the documents of the petitioners shall stand automatically nullified.

Following the above Judgment, these writ petitions are allowed subject to the observations of the Division Bench. No costs.

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(V.V.S.RAO,J)

22.06.2006
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